

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/902,321
Inventor(s) : Michael Lee Vatter et al.
Filed : July 10, 2001
Art Unit : 1617
Examiner : Lauren Q. Wells
Docket No. : 8160
Confirmation No. : 8449
Customer No. : 27752
Title : Cosmetic Compositions

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FEB 09 2006

REQUEST TO VACATE DECISION ON APPEAL DUE TO FILING OF RCE

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Decision On Appeal before the Board of Patent Appelas and Interferences of May 20, 2005, we request that the decision be vacated in view of an RCE filed on March 31, 2005. This RCE communication crossed with the decision on Appeal.

Enclosed is a copy of the RCE, the fax confirmation and Auto-Reply Facsimile Transmission from the USPTO.

Respectfully submitted,

THE PROCTER & GAMBLE COMPANY

By


Signature

Kenva T. Pierre

Typed or Printed Name
Registration No. 50,165
(513) 626-4055

Date: February 9, 2006
Customer No. 27752
(Amendment-Response to Office Action.doc)
Revised 11/18/2005

*****-COMM. JOURNAL-***** DATE MAR-31-2005 TIME 11:22 *** P.01

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FILE NO.- 119

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TO: MAIL STOP RCE
Assistant Commissioner of Patents
United States Patent and Trademark Office

Fax No. (703) 872-9306

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on March 31, 2005, to the above identified facsimile number.

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FROM: Kenya T. Pierre
Fax No. (513) 626-1355
Phone No. (513) 626-4055

Listed below are the item(s) being submitted with this Certificate of Transmission:

- 1) Transmittal for RCE;
- 2) Information Disclosure Statement (2 pages);
- 3) PTO SB08 (1 page).

Number of Pages Including this Page: 5

Application No.	:	09/902,321
Applicant(s)	:	MICHAEL LEE VATTER et al.
Filed	:	July 10, 2001
Title	:	Emulsion Cosmetic Compositions Comprising an Emulsifying Crosslinked Siloxane Elastomer
TC/A.U.	:	1617
Examiner	:	Lauren Q. Wells
Conf. No.	:	8449
Docket No.	:	8160

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TO: Commissioner for Patents - United States Patent and Trademark Office

Fax No. 571-273-8300

Phone No.

RECEIVED
CENTRAL FAX CENTER**FEB 09 2006****FROM: Kenya T. Pierre (Typed or printed name of person signing Certificate)**

Fax No. 513-626-1355

Phone No. 513-626-4055

Application No.: 09/902,321

Inventor(s): Michael Lee Vatter et al.


Filed: July 10, 2001

Docket No.: 8160

Confirmation No.: 8449

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- 1) Request to Vacate Decision on Appeal Due to Filing of RCE – 1 page
- 2) Auto-Reply Facsimile Transmission – 1 page
- 3) Fax confirmation – 1 page
- 4) Copy of RCE (1 page)

Number of Pages Including this Page: 5

Comments:

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8160 (FAX-USPTO.doc Revised 11/18/2005)

Auto-Reply Facsimile Transmission



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**FACSIMILE TRANSMITTAL SHEET &
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Assistant Commissioner of Patents
United States Patent and Trademark Office
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FROM: Kenya T. Plante
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Phone No. (513) 626-4055

Listed below are the item(s) being submitted with this Certificate of Transmittal:

1) Transmittal for RCE:
2) Information Disclosure Statement (2 pages): Number of Pages including this Page: 4.
3) PTO 5808 (1 page).

Application No. : 09/602,321
Applicant(s) : MICHAEL LEE VATTER et al.
Filed : July 10, 2001
Title : Emulsion Cosmetic Compositions Comprising an Emulsifying Crosslinked Siloxane Elastomer
TCA.U. : 1817
Examiner : Lauren Q. Wells
Conf. No. : 8449
DocId No. : 6100
Customer No. : 27752

PAGE 15 * RCVD AT 2/9/2006 2:20:10 PM [Eastern Standard Time] * SVR:USPTO-EFXXF-6136 * DNIS:2738300 * CSID:5136261355 * DURATION (mm:ss):02:02